



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

March 26, 1996

Ms. Tamara Armstrong
Assistant County Attorney
Travis County
P.O. Box 1748
Austin, Texas 78767

OR96-0393

Dear Ms. Armstrong:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 38996.

Travis County (the "county") received a request for the following information:

1. The bank records . . . of Texas Commerce Bank, formerly First City Bank. Such records would include any notes executed by Standard Title Company and guaranties by Charles Stiles or John Eikenburg or any other party, and any other security for such notes.
2. Any corporate documents (i.e., corporate minute book, stock transfer ledger, stock certificate) of Standard Title Company.

You contend that the information is not subject to chapter 552 of the Government Code.

In Open Records Decision No. 513 (1988), this office concluded that grand juries are not subject to chapter 552 and that records within the constructive possession of grand juries are not public information subject to disclosure under chapter 552. *See Gov't Code §§ 552.002, .003.* You indicate that all of the requested information is in the constructive possession of the grand jury and was obtained by grand jury subpoena. Thus, we agree that the requested information is not subject to chapter 552.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous

determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in cursive script, reading "Karen Hattaway".

Karen E. Hattaway
Assistant Attorney General
Open Records Division

KEH/ch

Ref.: ID# 38996

cc: Mr. E. V. Bonner, Jr.
Porter, Rogers, Dahlman & Gordon
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